



Exempt Action Final Regulation Agency Background Document

Agency name	Virginia Department of Transportation
Virginia Administrative Code (VAC) citation	24 VAC 30-155
Regulation title	Traffic Impact Analysis Regulations
Action title	Amendment of TIA Regulations
Final agency action date	June 30, 2008
Document preparation date	June 23, 2008

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, the *Virginia Register Form, Style, and Procedure Manual*, and Executive Orders 36 (06) and 58 (99).

Summary

Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

Chapter 527 of the 2006 Acts of Assembly added § 15.2-2222.1 to the Code of Virginia. The chapter established procedures by which localities submit proposals that will affect the state-controlled transportation network to the Virginia Department of Transportation (VDOT) for review and comment. The chapter also directed VDOT to promulgate regulations to carry out the provisions of the statute. The intent of the statute is to improve the manner in which land use and transportation planning decisions are coordinated and executed throughout the Commonwealth by establishing standardized methodologies (definitions, analytical methods, etc.) and procedures for analyzing transportation impacts.

The final regulation, Traffic Impact Analysis Regulations (24 VAC 30-155), which was exempt from the requirements of the Administrative Process Act (APA) through July 1, 2007, set forth procedures and requirements governing VDOT's review of and submission of comments regarding comprehensive plans and amendments to comprehensive plans, rezoning proposals, and subdivision plats, site plans and plans of development and the accompanying traffic impact statements. The regulation also identified when such comprehensive plans and amendments to comprehensive plans, rezoning proposals, and subdivision plats, site plans and plans of development must be submitted, and the documents and information which must be submitted to VDOT to facilitate the required review and VDOT's provision of

comments. The regulation further establishes the scope and nature of the review and a schedule of fees to be paid upon submission of a proposal to VDOT for review.

The 2007 General Assembly enacted Chapter 792, which made additional changes to § 15.2-2222.1. These included a provision concerning how localities may proceed if VDOT provides no comments, a provision allowing phased implementation of the regulation, and an extension of the APA exemption until July 1, 2008. The final regulation was published in Volume 23, Issue 18 of *The Virginia Register* on May 14, 2007. VDOT has made changes to the regulation based on public comments.

Changes between the promulgated and amended versions are listed below:

Page/Section	Changes Made
Page 1, Section 10	Delete "street" from definition of "Connectivity Index."
Page 1, Section 10	Amend definition of "link" to add parts (i) and (ii) and delete existing text as shown.
Page 1, Section 10	Replace deleted text in definition of "node" with new text as shown.
Page 2, Section 10	Amend second sentence in definition of "state-controlled highway"
Page 2, Section 10	Add definition of "stub out" as shown.
Page 6, Section 40	Add missing right parenthesis after "100."
Page 7, Section 40	Amend first sentence in 24 VAC 30-155-40 A 1 (c) as shown. Add third sentence in 24 VAC 30-155-40 A 1 (c).
Page 9, Section 50	Change "must" to "shall" in first sentence of 24 VAC 30-155-50 A.
Page 10, Section 50	Amend first sentence in 24 VAC 30-155-50 A 1 (c) as shown. Add third sentence in 24 VAC 30-155-50 A 1 (c).
Page 13, Section 50	Add new subdivision "5" concerning rezoning after 1/1/02 in 24 VAC 30-155-50 C.
Page 14, Section 50	Insert new sentence concerning submissions to VDOT after existing second sentence in 24 VAC 30-155-50 D.
Page 15, Section 60	In second paragraph of 24 VAC 30-155-60 B 2, add new sentence concerning the results of the initial scoping meeting after existing first sentence.
Page 16, Section 60	Add "1" to second paragraph in 24 VAC 30-155-60 C dealing with minimum TIS requirements.
Page 17, Section 60	For row labeled "Description of geographic scope/limits of study area," change "10%" to "50" in third column. In same cell, change "two miles" to "one mile."
Page 24, Section 60	Add new subdivision "2" concerning TIS elements as shown.
Page 26, Section 60	Amend first sentence in 24 VAC 30-155-60 D 2 concerning trip generation as shown.
Page 27, Section 60	Add new subdivision (6) to 24 VAC 30-155-60 D 3 a.
Page 30, Section 60	Delete "[]" after "provide" in sixth sentence beginning "The TIS shall provide analysis for all bus service . . ."
Page 31, Section 60	Amend sentences in subdivision "a" concerning pedestrian accommodations as shown.
Page 31, Section 60	Amend sentence in subdivision "a (1)" concerning pedestrian facility coverage as shown.
Page 32, Section 60	Amend sentence in subdivision "b (1)" concerning bicycle accommodations as shown.
Page 33, Section 70	Add new final sentence to section concerning VDOT's provision of preliminary recommendations.
Page 33, Section 80	Add new subsection "B" concerning proposals containing supplemental traffic analysis.
Page 34, Section 80	Renumber existing subsection "B" as "C."

Page/Section	Changes Made
Page 34, Section 80	Add "Low volume criterion only - \$250" after subdivision C2 of 24 VAC 30-155-80. Replace "Up to" with "Less than" in next line, and delete "over" and add "or more" after "100" in next line.

Statement of final agency action

Please provide a statement of the final action taken by the agency including (1) the date the action was taken, (2) the name of the agency taking the action, and (3) the title of the regulation.

On June 30, 2008, VDOT approved the revised Traffic Impact Analysis Regulations (24 VAC 30-155).

Family impact

Assess the impact of this regulatory action on the institution of the family and family stability.

Improving the coordination between land-use and transportation planning will have a positive impact on the institution of the family and family stability. The amendments will improve the clarity and effectiveness of the regulation in assisting policymakers and the public to make informed land-use and transportation decisions that promote enhanced quality of life for all Virginians.